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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AARON BREEDEN, et al.,

Case No. C 04-05104 SC

Plaintiffs,
VS.

**SUPPLEMENTAL JOINT CASE
MANAGEMENT STATEMENT
AND PROPOSED ORDER**

BENCHMARK LENDING GROUP, INC., and DOES 1-200, inclusive.

Date: April 28, 2006

Time: 10:00 a.m.

Place: Courtroom 1

Judge: Hon. Samuel Conti

The parties have just recently resolved the number of outstanding issues that were delaying the finalization of the settlement agreement. The parties anticipate that a motion for preliminary approval of the settlement and conditional certification of the Class will be filed within 30 days and the parties request that the Court continue the case management conference for at least 90 days. In the event the preliminary application for a fairness hearing is granted, the parties will likely request a

1 further continuance of the case management conference pending the final approval of the settlement,
2 which should result in entry of judgment and dismissal.

3
4 Dated: April 18, 2006

BEYERS | COSTIN

5
6 BY:
7 Peter L. Simon
8 Attorneys for Plaintiffs

9
10 Dated: April 18, 2006

MORGAN, LEWIS & BOCKIUS

11
12 BY:
13 Barbara Antonucci
14 Attorneys for Defendant

15
16 ORDER

17 The above stipulation is hereby made an order of the Court. The current case management
18 conference will be continued to August 4, 2006, at 10:00 a.m.
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